| | Application No. | Applicant(s) |
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| Notice of Allowability | 09/978,414 | NAKAO, NAOMI |
| | Examiner | Art Unit |
| | Kamrin R. Landrem | 3738 |
| The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. | | |
| 1. This communication is responsive to <u>after final amendment filed 03/01/04.</u> | | |
| 2. The allowed claim(s) is/are 1,2,4-10 and 25-29. | | |
| 3. The drawings filed on 10-16/2001 are accepted by the Examiner. | | |
| 4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some* c) None of the: Certified copies of the priority documents have been received. Certified copies of the priority documents have been received in Application No. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). * Certified copies not received: | | |
| Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. | | complying with the requirements |
| 5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. | | |
| 6. CORRECTED DRAWINGS (as "replacement sheets") mus (a) including changes required by the Notice of Draftspers 1) hereto or 2) to Paper No./Mail Date (b) including changes required by the attached Examiner's Paper No./Mail Date Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in the second sheet in the second sheet. | on's Patent Drawing Review (PTO- s Amendment / Comment or in the C | Office action of age in the front (not the back) of |
| 7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL. | | |
| Attachment(s) 1. ☑ Notice of References Cited (PTO-892) 2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948) 3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/O Paper No./Mail Date | 6. ⊠ Interview Summary Paper No./Mail Dat 98), 7. ⊠ Examiner's Amendn | e <u>03172004</u> . |
| | | |

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Neil Sudol on March 17, 2004.

The application has been amended as follows:

Claim 3 has been cancelled.

Claim 1, line 7, --wherein the fluid guide elements comprise a plurality of one-way valves-- has been inserted after "elements"

Claim 7, line 1, "guide elements include a" has been deleted.

Claim 10, line 1, "guide elements include a" has been deleted.

The following is an examiner's statement of reasons for allowance: The prior art does not anticipate or render obvious a breast prosthesis comprising a plurality of chambers connected by a plurality of one-way valves for enabling differential filling of said chambers.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Application/Control Number: 09/978,414

Art Unit: 3738

Page 3

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Kamrin R. Landrem whose telephone number is 703-305-8061.

The examiner can normally be reached on 8:00-5:00, Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Corrine McDermott can be reached on 703-308-2111. The fax phone number for the

organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Kamrin Landrem Examiner

AU 3738

KRL

CORRINE McDERMOTT SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 3700